

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF HAWAII

DAVID GARFINKLE,	)	CV 15-00162 DKW-RLP
	)	
Plaintiff,	)	ORDER ADOPTING
	)	MAGISTRATE JUDGE'S
vs.	)	FINDINGS AND
	)	RECOMMENDATION
KYO-YA HOTELS & RESORTS,	)	
LP, dba SHERATON MAUI	)	
RESORT & SPA, SHERATON	)	
HAWAII HOTELS	)	
CORPORATION; STARWOOD	)	
HOTELS & RESORTS	)	
MANAGEMENT COMPANY,	)	
INC.; WESTIN MAUI LLC dba	)	
THE WESTIN MAUI; MAUI	)	
OPERATING LLC; BEACH	)	
ACTIVITIES OF MAUI, INC.;	)	
BAMSURF, INC., ASSOCIATION	)	
OF APARTMENT OWNERS OF	)	
MAUI OCEAN CLUB; and MAUI	)	
OCEAN CLUB VACATION	)	
OWNERS ASSOCIATION,	)	
	)	
Defendants.	)	
	)	

ORDER ADOPTING MAGISTRATE JUDGE'S  
FINDINGS AND RECOMMENDATION

Findings and Recommendation having been filed and served on all parties  
on June 23, 2016, and no objections having been filed by any party,  
IT IS HEREBY ORDERED AND ADJUDGED that, pursuant to Title 28,  
United States Code, Section 636(b)(1)(C) and Local Rule 74.2, the "Findings and

Recommendation to Grant Defendant Beach Activities of Maui, Inc.'s Petition for  
Good Faith Settlement" are adopted as the opinion and order of this Court.

IT IS SO ORDERED.

DATED: July 12, 2016 at Honolulu, Hawai'i.



/s/ Derrick K. Watson

Derrick K. Watson

United States District Judge

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*David Garfinkle v. Kyo-Ya Hotels & Resorts, et al.*; Civil No. 15-00162 DKW-  
RLP; **ORDER ADOPTING MAGISTRATE JUDGE'S FINDINGS AND  
RECOMMENDATION**